THE HONOURABLE SRI JUSTICE G. CHANDRAIAH

W.P. No.23146 of 1999

ORDER:

This writ petition has been filed seeking writ of *Mandamus* declaring the action of the respondents 2 to 5 in not permitting the petitioner to join duty in pursuance of the orders of the 1st respondent in his proceedings PSC. No.1/99-A2 dated 08-03-1999 PSC. No.1/99-A2 dated 13-06-1999 and PSC. No.1/99-A2 dated 29-07-1999 as illegal, unjust and contrary to the established Rules and procedures besides the inaction of the respondents 1 and 2 in not paying the petitioner's salary from 24-12-1998 till date as illegal, unjust and contrary to the Rules and Regulations.

The case of the petitioner is that while he was working as Secretary in the Primary Agriculture Co-operative Society Limited at Alapadu, 1st respondent vide his proceedings PSC. No.1/98-A2 dated 18-09-1998 transferred the petitioner to Primary Agriculture Co-operative Society Limited, Mokasa Kalavapudi, Mandavilli Mandal in the same capacity as Secretary. The petitioner was relieved from his duties vide relieving order dated 24-12-1998. In pursuance to the said transfer order dated 18-09-1998, the petitioner reported for duty to the 3rd respondent on the next working day but the 3rd respondent did not allow him to report for duty. As such, the petitioner reported the matter to the 1st respondent orally, subsequently who issued proceedings PSC Nos.1/99-A2 dated 08-03-1999, 13-06-1999 and 29-07-1999 transferring the petitioner to the Primary Agriculture Co-operative Society Limited, Sitarampuram, Kakaravada and Alapadu respectively.

The main grievance of the petitioner in this writ petition is that in pursuance to the orders of the 1st respondent, he was reporting for duty to the concerned respondents from time to time but the respondents concerned did not allow him to joint duty and he was not paid salary since 24-12-1998, hence the present writ petition has been filed.

Learned standing counsel appearing for the 1st respondent submits that during the pendency of the writ petition,
the petitioner was taken into service therefore, no further orders are required to be passed in the petition and it has become infructuous.

Having regard to the submission made by the learned standing counsel for the 1st respondent, subject matter of the writ petition has become infructuous and no further orders are required to be passed in the petition. The Writ Petition is therefore dismissed as having become infructuous. No order as to costs.

JUSTICE G. CHANDRAIAH

Date: 12-07-2006
LSK